



JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah
DEPARTMENT OF NATURAL RESOURCES
Division of Oil, Gas & Mining

MICHAEL R. STYLER
Executive Director

JOHN R. BAZA
Division Director

Addendum #1 to Reclamation Contract

December 21, 2006

Brush Resources, Inc., Topaz Mining Properties, M/023/003

Alex C. Boulton, Vice President
Brush Resources, Inc.
Post Office Box 815
Delta, Utah 84624

COPY

The Division has received an increased amount of \$994,400.00 to the Letter of Credit due to an amendment to the Large Mine Notice of Intention (NOI). As a result, the reclamation obligation in the form of a letter of credit and its amendment(s) is included as Attachment B to the reclamation contract.

This letter serves as an acknowledgment and approval of the following revisions to the Reclamation Contract:

- **SURETY COMPANY:** JPMorganChase;
- **SURETY FORM:** Letter of Credit, amendment Number 1, CLS410609;
- **SURETY AMOUNT:** One Million Three Hundred and Sixty Two Thousand Dollars, \$1,362,000.00;
- **LEGAL DESCRIPTION:** Any revisions incurred after October 26, 2004 are identified in the Notice of Intention, Mining and Reclamation Plan (as amended), otherwise, Attachment A to the reclamation contract, identifies the legal description;
- **MAP:** Any revisions incurred after October 26, 2003 are identified in the Notice of Intention, Mining and Reclamation Plan (as amended), otherwise, Attachment A to the reclamation contract, identifies the map;

Nothing herein contained shall vary, alter, or extend any other provision or condition of the Reclamation Contract.

To the extent any conflict exists between this letter addendum and the Reclamation Contract, these terms shall control.

RECEIVED

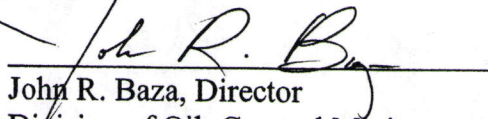
JAN 04 2007

DIV. OF OIL, GAS & MINING

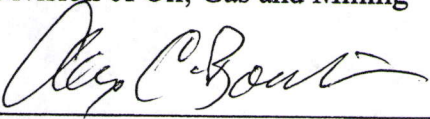
Please acknowledge with your signature, make a copy for your records, and return this letter with original signatures to the Division.

The below signed, acknowledge and accept these revisions and incorporate them into the October 26, 2004 Reclamation Contract.

ACCEPTED BY:


John R. Baza, Director
Division of Oil, Gas and Mining

12/22/2006
Date


Alex C. Boulton, Vice-President
Brush Resources, Inc.

1/2/2007
Date